

HOUSE OF REPRESENTATIVES
Roll Call
BUSINESS AND LABOR COMMITTEE

DATE: 4-2-07

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
REP. SCOTT MENDENHALL, CHAIR	✓	
REP. MIKE MILBURN, VICE CHAIR	✓	
REP. JIM KEANE, VICE CHAIR	✓	
REP. ELSIE ARNTZEN	✓	
REP. SHANNON AUGARE	✓	
REP. SCOTT BOGGIO	✓	
REP. ERNIE DUTTON	✓	
REP. KEVIN FUREY	✓	
REP. RALPH HEINERT	✓	
REP. LLEW JONES	✓	
REP. HARRY KLOCK	✓	
REP. MICHELE REINHART	✓	
REP. WAYNE STAHL	✓	
REP. BILL THOMAS	✓	
REP. KENDALL VAN DYK	✓	
REP. JONATHAN WINDY BOY		✓



HOUSE STANDING COMMITTEE REPORT

April 2, 2007

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **Senate Bill 524** (third reading copy -- blue) **be concurred in.**

Signed: _____

Representative Scott Mendenhall, Chair

To be carried by Representative Scott Mendenhall

- END -

Committee Vote:

Yes 16, No 0

Fiscal Note Required ☐

701434SC.hjd

jsm
4/2/07



HOUSE STANDING COMMITTEE REPORT

April 2, 2007
Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **Senate Bill 127** (third reading copy -- blue) be concurred in.

Signed: 
Representative Scott Mendenhall, Chair

To be carried by Representative Scott Mendenhall

- END -

Committee Vote:

Yes 16, No 0

Fiscal Note Required ☐

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jbr
4/2/07



HOUSE STANDING COMMITTEE REPORT

April 2, 2007

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **Senate Bill 296** (third reading copy -- blue) be concurred in.

Signed: 
Representative Scott Mendenhall, Chair

To be carried by Representative Ernie Dutton

- END -

Committee Vote:

Yes 15, No 1

Fiscal Note Required ☐

701436SC.hjd

John
4/2/07



HOUSE STANDING COMMITTEE REPORT

April 2, 2007
Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **Senate Bill 157** (third reading copy -- blue) be concurred in.

Signed: Scott Mendenhall
Representative Scott Mendenhall, Chair

To be carried by Representative Shannon Augare

- END -

Committee Vote:

Yes 16, No 0

Fiscal Note Required ☐

701437SC.hjd
4/12/07



HOUSE STANDING COMMITTEE REPORT

April 2, 2007

Page 1 of 4

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **Senate Bill 276** (third reading copy -- blue) be concurred in as amended.

Signed: _____

Representative Scott Mendenhall, Chair

To be carried by Representative Michele Reinhart

And, that such amendments read:

1. Title, line 5.

Following: "INSURANCE"

Insert: "SUBJECT TO CERTAIN CONDITIONS"

2. Title, line 6.

Following: "INSURANCE";

Strike: "AND"

Strike: "33-17-212,"

Following: "MCA"

Insert: "; AND PROVIDING A DELAYED EFFECTIVE DATE"

3. Page 1, line 17.

Strike: "without limits on the initial guaranteed death benefit"

4. Page 1, line 21.

Following: "policy"

Insert: "or certificate"

5. Page 1, line 21.

Following: "sold"

Insert: "by a licensed insurance producer or"

6. Page 1, line 23.

Following: "policy"

Insert: "or certificate"

Committee Vote:

Yes 16, No 0

Fiscal Note Required ____

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4/12/07

7. Page 2, line 5.

Strike: "applicant"

Insert: "insured"

8. Page 2, line 5 through line 6.

Strike: "if" on line 5 through "undertaker" on line 6

9. Page 2, line 8.

Strike: "MAY"

Insert: "shall"

10. Page 2, line 17.

Following: "POLICY"

Insert: "or certificate"

11. Page 2, line 18.

Following: "UNDERTAKER"

Insert: "licensed to do business in this state"

12. Page 2, line 19.

Following: "SERVICES"

Insert: "to the extent permitted by state or federal law for the purpose of the insured's eligibility for supplemental security income benefits, medicaid, or other public assistance benefits"

13. Page 2, line following 23.

Insert: "(6) After the death of a person who at any time received medicaid benefits, a funeral director, mortician, mortuary, undertaker, or other person, including but not limited to the decedent's spouse, heir, devisee, or personal representative, who is the beneficiary of funeral insurance in excess of \$5,000 in value designated to pay for the disposition of the medicaid recipient's remains and for related expenses shall, after paying for the disposition and related expenses, pay all remaining funds to the department of public health and human services within 30 days following the receipt of the funeral insurance death benefit. The funds must be paid to the department regardless of any provision in a written contract, insurance policy, or other agreement entered into on or after [the effective date of this act] directing a different disposition of the funds. Funds paid to the department under this section are not considered to be property of the deceased medicaid recipient's estate, and the provisions of 53-6-167 do not apply to recovery of the funds by the department."

14. Page 2, following line 23.

Insert: "NEW SECTION. Section 2. Excess funeral insurance proceeds. Funeral insurance proceeds that exceed the cost of the

funeral goods and services provided must be paid in accordance with the beneficiary designation in the insurance policy or certificate."

Insert: "NEW SECTION. Section 3. Rules. The commissioner may adopt rules to regulate funeral insurance, including but not limited to rules regarding licensure of producers, form review, and consumer protection."

Renumber: subsequent sections

15. Page 4, line 26 through page 6, line 15.

Strike: section 5 in its entirety

Renumber: subsequent sections

16. Page 7, line 20.

Following: "ANY"

Insert: "life insurance, other than"

Following: "insurance,"

Strike: "OTHER THAN"

17. Page 7, line 27.

Following: "available"

Strike: "soliciting to sell or selling"

Insert: "selling, soliciting, or negotiating"

18. Page 7, line 29.

Following: "whom the"

Strike: "solicitation or"

Following: "sale"

Insert: ", solicitation, or negotiation"

19. Page 7, line 30 through page 8, line 1.

Following: "33-17-214"

Strike: "in" on page 7, line 30 through "1(1)(c)(ii)" on page 8, line 1

20. Page 8, line 1.

Following: "."

Insert: "A life insurer that sells, solicits, or negotiates funeral insurance, as defined in [section 1(1)(c)(ii)], through a funeral director, mortician, undertaker, or any employee of a mortuary or undertaker shall comply with the provisions of [sections 1 and 2]."

21. Page 8, following line 5.

Insert: "(3) A funeral insurance policy or certificate and any solicitation material for the policy must clearly indicate that:

(a) the policy or certificate is a life insurance product;

(b) the insured may designate the beneficiary; and

(c) the beneficiary may use the proceeds for any purpose."

Renumber: subsequent subsections

22. Page 8, following line 10.

Insert: "NEW SECTION. **Section 7. Codification instruction.** [Sections 1 through 3] are intended to be codified as an integral part of Title 33, chapter 20, and the provisions of Title 33, chapter 20, apply to [sections 1 through 3]."

Insert: "NEW SECTION. **Section 8. Saving clause.** [This act] does not affect rights and duties that matured, penalties that were incurred, or proceedings that were begun before [the effective date of this act]."

Insert: "NEW SECTION. **Section 9. Effective date.** [This act] is effective January 1, 2008."

- END -



HOUSE STANDING COMMITTEE REPORT

April 2, 2007

Page 1 of 2

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **Senate Joint Resolution 15** (third reading copy -- blue) be concurred in as amended.

Signed: _____

Representative Scott Mendenhall, Chair

To be carried by Representative Jim Keane

And, that such amendments read:

1. Page 1, line 14.

Following: "that"

Insert: "may"

2. Page 1, line 20.

Strike: line 20 in its entirety

Insert: "WHEREAS, some members of Congress, as well as some members of the Montana Legislature, have indicated an interest in further examination and study of these issues during the biennium."

3. Page 1, lines 26 and 27.

Following: "(1)"

Strike: "analyze" on line 26 through "system" line 27

Insert: "study and analyze the impacts of various models for the delivery of health care services on the cost of health care, the quality of care, and access to health care services"

4. Page 1, line 30.

Strike: "facilities"

Insert: "health care facilities, as defined in 50-5-101,"

5. Page 2, line 1.

Strike: "that these facilities provide"

Insert: "provided by physician-owned and privately owned health care facilities and specialty hospitals and the benefits and

Committee Vote:

Yes 16, No 0

Fiscal Note Required ____

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4/12/07

impacts of those services"

6. Page 2, line 2.

Strike: "and"

7. Page 2, lines 3 and 4.

Strike: subsection (c)

Insert: "(c) the comparative cost of services rendered by the private facilities and specialty hospitals compared to the nonprofit, community-based hospitals; and
(d) the comparative impact on a community's health care safety net of the operations of health care providers in each of the categories in subsection (1)(c);"

8. Page 2, line 9.

Following: "SYSTEM"

Insert: "and Montana's health care consumers"

9. Page 2, following line 11.

Insert: "(b) the increase in hospital-employed physicians;"

Renumber: subsequent subsections

10. Page 2, line 17.

Following: ";"

Strike: "AND"

11. Page 2, line 18.

Following: "TECHNOLOGY"

Insert: "; (h) health care costs and ways to reduce those costs;
and
(i) how to empower Montanans to take a more active role in their health care and to be better health care consumers"

- END -



HOUSE STANDING COMMITTEE REPORT

April 2, 2007
Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **Senate Bill 491** (third reading copy -- blue) be concurred in as amended.

Signed: *Scott Mendenhall*
Representative Scott Mendenhall, Chair

To be carried by Representative Ernie Dutton

And, that such amendments read:

1. Title, line 4 through line 5.
Strike: "REQUIRING" on line 4 through "LOANS;" on line 5
2. Page 3, line 2.
Strike: "and grants"
3. Page 3, line 3 through line 4.
Strike: ", grants" on line 3 through "grants" on line 4
4. Page 3, line 26.
Strike: "or grants"
5. Page 3, line 27.
Strike: "or" through "granted"
6. Page 3, line 28.
Strike: "or grants"
7. Page 4, line 20.
Strike: "or grants"

- END -

Committee Vote:

Yes 16, No 0

Fiscal Note Required

701433SC.hjd

John
4/2/07

HOUSE OF REPRESENTATIVES

Roll Call Vote

BUSINESS & LABOR COMMITTEE

DATE 4-2-07 BILL # SB 491 MOTION # 2

on Amendment 049101.abc

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	<u>Proxy</u>
REP. MIKE MILBURN, VICE-CHAIR	✓		
REP. JIM KEANE, VICE-CHAIR		✓	
REP. BILL THOMAS		✓	
REP. RALPH HEINERT	✓		
REP. ERNIE DUTTON	✓		
REP. JONATHAN WINDY BOY		✓	✓
REP. HARRY KLOCK	✓		
REP. WAYNE STAHL	✓		
REP. MICHELE REINHART		✓	
REP. LLEW JONES		✓	
REP. ELSIE ARNTZEN	✓		
REP. SHANNON AUGARE		✓	
REP. SCOTT BOGGIO	✓		
REP. KEVIN FUREY		✓	
REP. KENDALL VAN DYK		✓	
REP. SCOTT MENDENHALL, CHAIR	✓		

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HOUSE OF REPRESENTATIVES

Roll Call Vote

BUSINESS & LABOR COMMITTEE

DATE 4-2-07

BILL # SB 491

MOTION # 3

~~De Concilio~~ Reconsider Amend. 049101.abc

<u>NAME</u>	<u>AYE</u>	<u>NO</u>	<u>Proxy</u>
REP. MIKE MILBURN, VICE-CHAIR	✓		
REP. JIM KEANE, VICE-CHAIR		✓	
REP. BILL THOMAS	✓		
REP. RALPH HEINERT	✓		
REP. ERNIE DUTTON	✓		
REP. JONATHAN WINDY BOY		✓	✓
REP. HARRY KLOCK	✓		
REP. WAYNE STAHL	✓		
REP. MICHELE REINHART	✓		
REP. LLEW JONES	✓		
REP. ELSIE ARNTZEN	✓		
REP. SHANNON AUGARE		✓	
REP. SCOTT BOGGIO	✓		
REP. KEVIN FUREY		✓	
REP. KENDALL VAN DYK		✓	
REP. SCOTT MENDENHALL, CHAIR	✓		

11-5

**Montana House of Representatives
Visitors' Register**

Business & Labor COMMITTEE

Date 4-2-07

Bill Nos. SB 127; 157;
SB 296; 524; 419 Sponsor(s) Sen. Wangerud; Sen. Ryan;
Sen. Weinberg; Sen. Lind

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Name	Representing	Bill No.	Support	Oppose	Info.
Kristi Blazer	MT Beer & Wine	SB 127	✓		
Kristi Blazer	" Dist	SB 524	✓		
Shauna Helfert	DOR	SB 127			
"	DOR	SB 524			
TODD Lovshin	Allegiance	SB 157	✓		
Augustine Benmark	AIA / AAI	SB 157	✓		
Riley Johnson	NFEB	SB 419	✓	✗	✗
Ken Scholz	TRAPPER CREER WINE	SB 127	✓		
MIKE HAUSHAW	SELF	SB 419	✓		
Jerry Kuhl	PCI AA	SB 157	✓		
Mona Jamison	WINE INST.	SB 127	✓		
Brian Smith	MT Brewer's Assoc	SB 524	✓		
JASON WOOD	Dept of Rev	SB 296			X
Mike Foster	SVH, SJH, HRH, WMH	SB 419	✓		
Jam McCall	Billing Clinic	SB 419	✓		
FRANK COTE	Acting BCBS	SB 157	✓		
Erin McGowan Fircham	SAO	SB 157	✓		
Don Foster	Farmers Ins	SB 157	✓		
FRANK COTE	BCBS	SB 419	✓		
Bob Worthington	BCBS	SB 419	✓		

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to

Visitors' Register

COMMITTEE

Date 4-2-07

Bill Nos. SB 127, 157,
296, 524, 419 Sponsor(s) _____

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